

REMARKS

In view of the amendments to the claims, reconsideration of the claim rejections is requested.

Amended claim 1 recites in response to the depletion of (an inventory) allocation, automatically requesting an additional inventory allocation, said request based on a predetermined frequency for requests for an additional inventory allocation and upon the rate at which on-line sales transactions are being completed. It is respectfully submitted that neither Rosenberg nor Call discloses the same.

For example, no reference could be found in the portions of Rosenberg cited in the Office action that a server requests additional inventory based on a predetermined frequency for requests for additional inventory *and* a transaction rate. Rather, Rosenberg merely reorders when items in the inventory reach a predetermined level. *See, e.g.*, column 11, line 63-column 12, line 2.

Likewise, the cited portions of Call also do not disclose the same. *See, e.g.*, Figure 6 at 420 and 430 and Figure 7 at 501.

Thus, for at least this reason, the currently pending claims are believed to be distinguished over Rosenberg in view of Call.

CONCLUSION

In view of the amendments and remarks herein, it is believed that the application is in condition for allowance. Thus, the Examiner's prompt attention in accordance therewith is respectfully requested.

Respectfully submitted,

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